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COVER PAGE LISTING DOCUMENTS BEING TRANSMITTED VIA FACSIMILE

10 Pages Via Facsimile: 571-273-8300

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (fax no. 571-273-8300) on June 26, 2007.

Rosy Zion
Rosy Zion

Regarding the following Application:

Applicant(S): MOORE, Jonni et al.

Examiner: Not yet known

Serial No./
Patent No.: 10/594,620

Group Art Unit: Not yet known

Filed/Issued Date: September 28, 2006

Attorney Docket No.: P-7671-US

Title: A FLOW CYTOMETRIC METHOD AND KIT FOR METAL-INDUCED SENSITIVITY

Please find:

- | | |
|---|--|
| <p>1. <input type="checkbox"/> Provisional Cover Sheet</p> <p>2. <input type="checkbox"/> Utility Patent Application Transmittal</p> <p>3. <input type="checkbox"/> RCE Transmittal Sheet</p> <p>4. <input type="checkbox"/> Fee Transmittal Sheet</p> <p>5. <input type="checkbox"/> Patent Application Under 35 USC 111(a)</p> <p style="padding-left: 20px;"><input type="checkbox"/> Provisional Patent Application Under 35 USC 111(b)</p> <p><input type="checkbox"/> Transmittal Sheet for Entering National Phase</p> <p style="padding-left: 20px;">Containing:</p> <p style="padding-left: 40px;">_____ Pages of Specification</p> <p style="padding-left: 40px;">_____ Pages of Claims</p> <p style="padding-left: 40px;">_____ Page of Abstract</p> <p style="padding-left: 40px;">_____ Pages of Formal Drawings</p> <p style="padding-left: 40px;">_____ Pages of _____</p> <p>6. <input checked="" type="checkbox"/> Signed Declaration & Power of Attorney</p> <p>7. <input type="checkbox"/> Request for Correction of Recordation of Assign. and:</p> <p style="padding-left: 20px;">- Recordation Cover Sheet</p> <p style="padding-left: 20px;">- Copy of Notice of Recordation of Assign.</p> <p>8. <input type="checkbox"/> Recordation of Assign. Cover Sheet & Signed Assign.</p> | <p>9. <input checked="" type="checkbox"/> Response to Notice to File Missing Parts</p> <p>10. <input type="checkbox"/> Response to Notice of Incomplete Reply</p> <p>11. <input type="checkbox"/> Request for Correction of Filing Receipt</p> <p>12. <input type="checkbox"/> Information Disclosure Statement including:</p> <p style="padding-left: 20px;">- Form PTO/SB/08 and references _____</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input type="checkbox"/> Response to Office Action dated _____</p> <p>15. <input type="checkbox"/> Petition for a One Month(s) Extension of Time</p> <p>16. <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Appeal Brief _____</p> <p>17. <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Publication Fee</p> <p>18. <input type="checkbox"/> Submission of Formal Drawings: Two sets of _____ Sheets containing Figs. _____</p> <p>19. <input type="checkbox"/> Copy of Priority Doc.</p> <p>20. <input type="checkbox"/> Claim for Convention Priority</p> <p>21. <input type="checkbox"/> Revocation and Power of Attorney, including:</p> <p style="padding-left: 20px;">- Statement Under 37 CFR 3.73(b)</p> <p style="padding-left: 20px;">- Copy of Assignment</p> <p>22. <input type="checkbox"/> Other: _____</p> |
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): MOORE, Jonni et al. EXAMINER: Not yet known
SERIAL NO.: 10/594,620 GROUP ART UNIT: Not yet known
FILED: September 28, 2006 ATTORNEY DOCKET No.: P-7671-US
FOR: A FLOW CYTOMETRIC METHOD AND KIT FOR METAL-INDUCED
SENSITIVITY

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application under 37 CFR 1.53(b), mailed April 27, 2007 (a copy of which is enclosed), Applicant(s) submit herewith the following:

1. ☒ an executed Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 C.F.R. 1.63;
2. ☐ Applicant(s) Claim Small Entity Status; and
3. ☐ a Preliminary Amendment.

A response is due June 27, 2007. Accordingly, this response is being timely filed.

The Patent Office is hereby authorized to charge Deposit Account 50-3355 in the amount of \$65, covering the following:

07/02/2007 LLANDGRA 00000012 503355 10594620

01 FC:2617 65.00 DA

APPLICANT'S: MOORE, Jonni et al.
 SERIAL NO: 10/594,620
 FILED: September 28, 2006
 Page 2

| FEE CALCULATION | | | | |
|--|-------------------------------------|------------------|---|------------------|
| 1. BASIC FILING FEE | | | | |
| | Filing Date BEFORE December 8, 2004 | | Filing Date ON/AFTER December 8, 2004 | |
| | Large Entity Fee | Small Entity Fee | Large Entity Fee | Small Entity Fee |
| Utility | \$790 | \$395 | \$1000 | \$500 |
| Provisional | \$160 | \$80 | \$200 | \$100 |
| Application Size Fee (over 100 pages, per 50) | | | \$250 | \$125 |
| | | | | |
| 2. EXTRA CLAIM FEES | | | | |
| Total Claims | | -20 = | | x \$50 = |
| Independent Claims | | -3 = | | x \$200 = |
| Multiple Dependent | | | | x \$360 = |
| | Large Entity Fee | Small Entity Fee | Fee Description | |
| | \$50 | \$25 | Claims in excess of 20 | |
| | \$200 | \$100 | Independent claims in excess of 3 | |
| | \$380 | \$180 | Multiple dependent claim, if not paid | |
| | | | | |
| 3. Fee for Petition for Extension of Time | | | | |
| | Large Entity Fee | Small Entity Fee | | |
| \$120 | \$60 | | Extension for reply within first Month | |
| \$450 | \$225 | | Extension for reply within second Month | |
| \$1,020 | \$510 | | Extension for reply within third Month | |
| \$1,590 | \$795 | | Extension for reply within fourth Month | |
| | | | | |
| 4. Surcharge Fee Under 37 CFR 1.16(f) or 1.492(h) | | | | |
| | Large Entity Fee | Small Entity Fee | | |
| Utility | \$130 | \$65 | \$65 | |
| | | | | |
| 5. Surcharge Fee Under 37 CFR 1.16(i) | | | | |
| | Large Entity Fee | Small Entity Fee | | |
| Provisional | \$50 | \$25 | 0 | |
| | | | | |
| TOTAL (all columns) | | | | 65 |

If any additional fee is required, the undersigned hereby authorizes the Patent Office to charge such additional fee to Deposit Account 50-3355.

Respectfully submitted,

Mark S. Cohen
 Attorney/Agent for Applicant(s)
 Registration No. 42,425

Dated: June 27, 2007

Pearl Cohen Zedek Latzer LLP.
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www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/594,620 | Jonni Moore | P-7671-US |

49443
PEARL COHEN ZEDEK LATZER, LLP
1500 BROADWAY 12TH FLOOR
NEW YORK, NY 10036



| | |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/US05/10933 | |
| LA. FILING DATE | PRIORITY DATE |
| 03/31/2005 | 04/01/2004 |

CONFIRMATION NO. 5253
371 FORMALITIES LETTER

OC00000002358302Z

Date Mailed: 04/27/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/28/2006
- Copy of the International Search Report filed on 09/28/2006
- Preliminary Amendments filed on 09/28/2006
- Oath or Declaration filed on 09/28/2006
- U.S. Basic National Fees filed on 09/28/2006
- Priority Documents filed on 09/28/2006
- Specification filed on 09/28/2006
- Claims filed on 09/28/2006
- Drawings filed on 09/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

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Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/594,620 | PCT/US05/10933 | P-7671-US |

FORM PCT/DO/EO/805 (371 Formalities Notice)